

USE WITH A RECORDING MEDIUM HAVING A UTOC AREA (the '811 patent), which issued on February 11, 1997 from U.S. application serial No. 08/510,377, filed August 2, 1995.

3. That we verily believe that we are the original, first, and joint inventors of the invention entitled MUSICAL INFORMATION RECORDING AND REPRODUCING TECHNIQUE FOR USE WITH A RECORDING MEDIUM HAVING A UTOC AREA, described and claimed in the above-identified '811 patent and in the specification thereof, and for which invention we solicit a reissue patent; that we have reviewed and understand the contents of said patent and said specification, including the original claims and the new claims added in the reissue application; that we believe we are the first, original and joint inventors of the subject matter that is claimed and for which a patent is sought; that we do not know and do not believe the same was ever known or used in the United States of America before our invention thereof, or patented or described in any printed publication in any country before our invention thereof, or more than one year prior to the application for said patent; that same was not in public use or on sale in the United States of America more than one year prior to the application for said patent; that the invention has not been patented or made the subject of an inventor's certificate issued before the date of application for said patent in any country foreign to the United States of America on an application filed by ourselves or by our legal representatives or assigns more than twelve months prior to the application for said patent; and that we acknowledge our duty to disclose information of which we are aware and that is material to the examination of this application.

4. That we verily believe original U.S. Patent No. 5,602,811 to be, through

error and without any deceptive intent, wholly or partly inoperative or invalid by reason of our claiming, in certain respects, less than we had a right to claim in the original patent. Specifically, we now believe that we had the right to claim in the original patent not only claims 1-3, which are present in the issued patent, but also new claims 4 and 5 included in this reissue application. For example, we now believe that we had the right to claim in the original patent a claim, in the form of claim 2 of the original patent, not including the specific limitation of performing an arithmetic operation in the measure number calculation means. Furthermore, we now believe that we had the right to claim in the original patent a claim, in the form of claim 3 of the original patent, not including the specific limitation of performing an arithmetic operation in the measure start address calculation means.

5. That we verily believe that we are entitled to make these new claims 4 and 5 as they are fully supported by the original disclosure of our U.S. application that resulted in the '811 patent, and that new claims 4 and 5 add no new matter.

6. That we verily believe that every error in the patent which was corrected in the present reissue application, and is not covered by a prior oath/declaration submitted in this application, arose without any deceptive intention.

7. That we claim foreign priority benefits under Title 35, United States Code, § 119 from the foreign applications for patent listed below:

(1) Japanese Application No. 6-210658, filed August 11, 1994.

(2) Japanese Application No. 6-240519, filed September 8, 1994.

8. We acknowledge the duty to disclose to the U.S. Patent Office all information known to be material to patentability as defined in 37 C.F.R. § 1.56.



9. We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed by us to be true; and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

DATED: August 7, 2002

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